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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/623,212	07/18/2003	Rickey D. Hart	022956-0233	2862
27777	7590	12/01/2009		
PHILIP S. JOHNSON JOHNSON & JOHNSON ONE JOHNSON & JOHNSON PLAZA NEW BRUNSWICK, NJ 08933-7003			EXAMINER PREBILIC, PAUL B	
			ART UNIT	PAPER NUMBER
			3774	
			MAIL DATE	DELIVERY MODE
			12/01/2009	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.



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APPLICATION NO./ CONTROL NO.	FILING DATE	FIRST NAMED INVENTOR / PATENT IN REEXAMINATION	ATTORNEY DOCKET NO.
10623212	7/18/03	HART, RICKEY D.	022956-0233

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EXAMINER

Paul B. Prebilio

ART UNIT	PAPER
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3774

20091125

DATE MAILED:

Please find below and/or attached an Office communication concerning this application or proceeding.

Commissioner for Patents

The post allowance communication filed November 6, 2009 asserted that French Patent 2054731 should have been considered along with the July 16, 2009 information disclosure statement. Upon further review, the Examiner determined that the Applicant was substantially correct and that this document should have been considered even though the reference to the parent case was not specific for this particular document. A particular reference for the particular reference should be made so that it is clear to the Examiner and the public where the information is located. After reviewing the corresponding parent application 08/754,566, the Examiner determined that this French patent was no longer in the file. The Examiner was able to view this document, however, on the EPO website and found a US Patent corresponding to this that he used as a translation thereof; see the citation of US 3,525,365 on the attached PTO-892. The Examiner regrets any inconvenience that the delay in considering this reference may have caused the Applicant.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Examiner Paul B. Prebilio whose telephone number is (571) 272-4758. He can normally be reached on 6:30-5:00 M-Th.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, David Isabella can be reached on 571-272-4749. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

/Paul B. Prebilio/
Primary Examiner, Art Unit 3774